

YEAS—21.

Buchanan,
Chesley,
Collins,
Evans,
Fleming,
Fowler,
Gibbs,

Gooch,
Harris,
Jones,
King,
Kleberg,
Martin,
Matlock,

Patton,
Peacock,
Pfeuffer,
Randolph,
Stratton,
Terrell,
Traylor.

NAYS—none.

Bill read third time and passed by the following vote:

YEAS—22.

Buchanan,
Chesley,
Collins,
Evans,
Fleming,
Fowler,
Gooch,
Harris,

Johnson of Collin,
Jones,
King,
Kleberg,
Martin,
Matlock,
Patton,

Peacock,
Perry,
Pfeuffer,
Randolph,
Stratton,
Terrell,
Traylor.

Senator Fleming moved that the regular order of business be suspended to take up House joint resolution authorizing the appointment of a committee to visit the penitentiaries.

Adopted, and resolution taken up.

Senator Fleming moved that the Senate recede from the second amendment to said bill.

Senator Gooch moved to substitute with the motion that the Senate adhere to its amendment and ask for a committee of conference.

Accepted, and motion adopted.

The President appointed on said committee Senators Gooch, Fleming and Jones.

On motion of Senator Matlock, Senate adjourned till tomorrow morning at 10 o'clock.

TWENTY-FIRST DAY.

SENATE CHAMBER,
AUSTIN, TEXAS, February 2, 1883. }

The Senate met pursuant to adjournment.

Lieutenant-Governor Martin in the chair.

Roll called; quorum present.

Prayer by the Chaplain.

Upon motion of Senator Harris, the reading of the journals was dispensed with.

Senator Perry, chairman of Committee on Roads and Bridges, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 2, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Roads and Bridges, to whom was referred Senate bill No. 3, entitled "An act making certain reservations for public road purposes, and punishing the enclosure of same," have had the same under consideration, and have carefully examined the same, and a majority of said committee instruct me to report the same back, and recommend that it do not pass, for the reason that in their opinion, the same is impracticable and unconstitutional.

PERRY, Chairman.

Bill read first time.

Senator Pfeuffer, chairman of Committee on Finance, submitted the following report:

COMMITTEE ROOM,
AUSTIN, January 31, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Finance, to whom was referred Senate bills Nos. 129, 130, and 132, entitled respectively, No. 129, "An act to add article 106a to the Penal Code;" No. 130, "An act defining the duties and liabilities of sheriffs who are tax collectors, and tax collectors in cases where they may be re-elected to the same office; and providing for the removal from office in certain cases;" No. 132, "An act to amend article 110, Penal Code, State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that all of said bills do pass.

The subject matter of bill No. 130 is the leading legislation, and the subjects in bills Nos. 129 and 132 are supplementary to said bill

No. 130, and necessary to perfect the system desired by said bill No. 130.

All of which is respectfully submitted.

PFEUFFER, Chairman.

Bills read first time.

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 161, entitled "An act to amend article 3803 of the Revised Statutes, relating to the withdrawal of title papers and copies from the General Land Office for record and other purposes," have carefully examined the same, and instruct me to report the same back with the recommendation that one hundred copies of the same be printed for the use of committee and Senate.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 118, entitled "An act to require persons to re record certain deeds within a certain time," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass, for the following reasons:

Because in the judgment of your committee the action the performance of which is required of owners of real property by the terms of the bill, may be safely left to that vigilance and care to which self-interest and self-protection will naturally prompt them.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 62, entitled "An act to authorize courts to dismiss original writs of attachment when the allegations in the affidavits therefor are not proven on the trial," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass, for the following reason:

Because in the judgment of your committee the law pertaining to attachment proceedings, as it now stands, is sufficient to give to the defendant in attachment proceedings all the protection contemplated and provided by this bill.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 43, entitled an act to amend Article 2231, chapter 2, title 38, of Revised Statutes of the State of Texas, providing for taking the deposition of witnesses," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass, for the following reasons: Because your committee are informed that the Postmaster-General of the United States has officially instructed postmasters throughout the States to comply with the requirements and provisions of the statutes concerning the receiving and receipting for depositions forwarded by mail, and that such instructions are now generally, if not invariably, observed; which fact obviates the necessity for the legislation contemplated by this bill.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 202, entitled "An act to amend article 4843, and to repeal article 4840, of the Revised Statutes of the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass, for the following reasons: The object of this bill is to change the law concerning judgment to be entered in cases of trial of the right of property, and your committee are of the opinion that no such legislation as is contemplated

by its provisions is necessary, the law as it is at present being sufficiently full and clear for all practical purposes,

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 76, entitled "An act to amend articles 4797, 4814 and 4816 of the Revised Statutes of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the following amendments: Insert after the word "thereof," in section 3, of article 4814, the words "exclusive of the rental value of improvements made by defendant or those under whom he claims during said time." Strike out entirely article 4816, and from the enacting clause and title of the bill, the figures "4816," so as to conform the title and the enacting clause to the bill as amended.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 131, entitled "An act to amend sections 28 and 31 of an act entitled 'an act to provide for the protection of the frontier, etc.,' approved April 10, 1874," have carefully examined the same, and instruct me to report the same back, with the recommendation that it be referred to the Committee on Military Affairs.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 141, entitled "An act to require owners and lessees of certain buildings and their agents to provide ways and means of escape from said buildings in cases of fire," have carefully examined the same, and instruct me to report the same back with the recommendation that 100 copies of the same be printed.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 25, entitled "An act amending article 2266, chapter 4, title 38, Revised Statutes," have carefully examined the same, and instruct me to report the same back with the recommendation that it do lie on the table, for the reason that other bills covering the same ground have been reported to the Senate.

All of which is respectfully submitted,

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 19, entitled "An act to amend articles 903 of chapter 2 and 911 of chapter 3 of the Code of Criminal Procedure," have carefully examined the same, and instruct me to report the same back with the recommendation that it be referred to Judiciary Committee No. 2.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 184, entitled "An act to amend chapter 10, title 47, by adding another article to be styled article 2572a, authorizing the exchange of real property by guardians, under direction of the court," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, for the

following reasons: Because there is at present no provisions in the law concerning the guardian and ward authorizing such action as is contemplated by this bill, which action will, in many cases, be desirable and prove beneficial to the interests of minors. It contemplates an exchange of real estate, subject to the approval of the county judge.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 149, entitled "An act to facilitate the collection of taxes," have carefully examined the same, and instruct me to report back the accompanying substitute, with the recommendation that the said substitute do pass.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

Senator Patton, chairman of Committee on State Affairs, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs have considered House concurrent resolution instructing our Senators and requesting our Representatives in Congress to vote against any tax on quinine, and they recommend that it do pass.

PATTON, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 2, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs have duly considered Senate joint resolution No. 25, "Requesting Texas Senators and Representatives to secure division of work on Texas coast into two or more districts, and additional engineers," and they recommend that the joint resolution be amended by striking out the clause, "or to be under the orders of Major Mansfield, if it is thought best by the chief of the corps of engineers," and that so amended it do pass.

All of which is respectfully submitted.

PATTON, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on State Affairs have duly considered Senate bill No. 194, entitled "An act to amend section 1, of 'an act to fix the fees of the Department of State in certain cases,' approved February 21, A. D. 1879," and they recommend that "fifty cents" be stricken out where it occurs in the bill, and that one dollar be substituted therefor, and that the bill thus amended do pass.

PATTON, Chairman.

Bill read first time.

Senator Randolph, chairman of Committee on Claims and Accounts, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 1, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Private Land Claims, to whom was referred Senate petition No. 9, being a memorial of the heirs of Anson Jones, deceased, for the passage of a special act authorizing the Commissioner of the General Land Office to issue to said heirs a certificate for thirteen labors of land, have carefully considered the same, and have heard the testimony offered in support thereof. Your committee find the facts set forth in the petition fully proven by the testimony, and that the claim is a just one. It is also shown that the necessary notice of intention to apply for the passage of a special law has been given.

I am instructed by the committee to report said memorial back to the Senate with the recommendation that it be granted, and also to report the accompanying bill granting the relief asked, with the recommendation that it do pass.

RANDOLPH, Chairman.

Senator Chesley introduced a bill entitled "An act to amend article 1056, chapter 2, title 15, of the Code of Criminal Procedure."

Referred to Committee on Judiciary No. 1.

Senator Patton introduced a bill, entitled "An act to amend article 758 of the Code of Criminal Procedure of the State of Texas."

Referred to Committee on Judiciary No. 2.

Senator Stratton introduced a bill to be entitled "An act to amend article 1052, chapter 2, title 15, of the Code of Criminal Procedure."

Referred to Committee on Judiciary No. 2.

On motion of Senator Martin, Senator Farrar was excused for to-day and to-morrow on account of sickness, and Senator Harris was excused for to-day and to-morrow on account of important business.

Senator Chesley moved to suspend the regular order of business and take up House bill No. 127, entitled "An act to withdraw from sale all the school and asylum lands heretofore authorized to be sold by any law of this State."

Adopted.

Bill taken up by the following vote:

YEAS—25.

Buchanan,	Gooch,	Peacock,
Chesley,	Johnson of Collin,	Perry,
Collins,	Jones,	Pfeuffer,
Davis,	King,	Randolph,
Evans,	Kleberg,	Shannon,
Fleming,	Martin,	Stratton,
Fowler,	Matlock,	Terrell,
Getzendaner,	Patton,	Traylor.
Gibbs,		

NAYS—none.

Senator Matlock offered the following amendment:

Amend section 1 by adding "from the passage of this act until after the expiration of ninety days from the adjournment of this Legislature."

Adopted by the following vote:

YEAS—18.

Buchanan,	Getzendaner,	Martin,
Chesley,	Gibbs,	Matlock,
Collins,	Gooch,	Pfeuffer,
Davis,	Jones,	Shannon,
Fleming,	King,	Stratton,
Fowler,	Kleberg,	Traylor.

NAYS—6.

Evans,	Patton,	Randolph,
Johnson of Collin,	Peacock,	Terrell.

Senator Perry stated that he was paired with Senator Harris on this amendment. He would have voted "aye," and Senator Harris would have voted "no."

Senator Fleming offered the following amendment:

Amend section 2 by striking out the word "repealed," and inserting the words "suspended until ninety days after the adjournment of this Legislature."

Adopted, and bill passed to third reading.

On motion of Senator Shannon, the rules were suspended to put bill on its third reading.

Carried by the following vote:

YEAS—24.

Buchanan,	Gibbs,	Patton,
Chesley,	Gooch,	Peacock,
Collins,	Johnson of Collin,	Pfeuffer,
Davis,	Jones,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell,
Getzendaner,	Matlock,	Traylor.

NAYS—none.

Bill read third time, and passed by the following vote:

YEAS—24.

Buchanan,	Evans,	Gibbs,
Chesley,	Fleming,	Gooch,
Collins,	Fowler,	Johnson of Collin,
Davis,	Getzendaner,	Jones,

King,
Kleberg,
Martin,
Matlock,

Patton,
Peacock,
Pfeuffer,
Randolph,

Shannon,
Stratton,
Terrell,
Traylor.

NAYS—none.

The following message was received from the House:

Mr. President:

I am instructed to inform your honorable that the House agrees to the resolution of the Senate to appoint a conference committee on concurrent resolution to appoint committee to visit State schools, and the Speaker has appointed Messrs. McKinney, Cochran and Elliot as said committee.

J. W. BOOTH, Chief Clerk.

On motion of Senator Stratton, regular business was suspended to take up Senate bill No. 151, "An act to amend chapter 2, title 8, of the Penal Code, by adding thereto article 198a," by the following vote:

YEAS—23.

Buchanan,	Gibbs,	Patton,
Chesley,	Gooch,	Peacock,
Collins,	Johnson of Collin,	Perry,
Davis,	Jones,	Pfeuffer,
Evans,	King,	Randolph,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Traylor.
Getzendaner,	Matlock,	

NAYS—none.

Bill read second time.

Senator Stratton offered the following amendment:

"There being no provisions of the Penal Code providing adequate punishments for violations of the quarantine laws, rules or regulations, therefore an imperative emergency and public necessity exists for the suspension of the constitutional rule requiring bills to be read on three several days, and that this act should take effect from and after its passage, and it is so enacted."

Amendment adopted, and bill ordered engrossed.

On motion of Senator Stratton, rules were suspended to put bill on its third reading, by the following vote:

YEAS—22.

Buchanan,	Gooch,	Perry,
Chesley,	Johnson of Collin,	Pfeuffer,
Collins,	Jones,	Randolph,
Davis,	King,	Shannon,
Evans,	Kleberg,	Stratton,
Fleming,	Martin,	Terrell,
Fowler,	Patton,	Traylor.
Gibbs,		

NAYS—2.

Getzendaner.

Bill read third time, and passed by the following vote:

YEAS—24.

Buchanan,	Gibbs,	Peacock,
Chesley,	Gooch,	Perry,
Collins,	Johnson of Collin,	Pfeuffer,
Davis,	Jones,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell,
Getzendaner,	Matlock,	Traylor.

NAYS—none.

Senate bill No. 152, "An act to amend chapter 4, title 12, of the Penal Code, by adding thereto articles 403a, 403b and 403c," was taken up by unanimous consent and read the second time.

Senator Stratton offered the following amendment:

"There being no provision of the Penal Code providing adequate punishment for violations of the quarantine laws, rules or regulations, therefore an imperative emergency and public necessity exists for the suspension of the constitutional rule requiring bills to be read on three several days, and that this act should take effect from and after its passage; and it is so enacted."

Amendment adopted, and bill ordered engrossed.

On motion of Senator Stratton, rules were suspended to place bill on its third reading by the following vote:

YEAS—22.

Buchanan,	Gibbs,	Peacock,
Chesley,	Gooch,	Perry,
Collins,	Johnson of Collin,	Randolph,
Davis,	Jones,	Shannon,
Evans,	King,	Stratton,
Fleming,	Martin,	Terrell,
Fowler,	Matlock,	Traylor.

NAYS—1.

Getzendaner.

Bill read third time, and passed by the following vote:

YEAS—24.

Buchanan,	Gibbs,	Patton,
Chesley,	Gooch,	Peacock,
Collins,	Johnson of Collin,	Perry,
Davis,	Jones,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kl. berg,	Stratton,
Fowler,	Martin,	Terrell,
Getzendaner,	Matlock,	Traylor.

NAYS—none.

Substitute House bill No. 8, "An act to restore the jurisdiction of the county courts of certain counties," was taken up in regular order, and on motion of Senator Gooch, postponed temporarily.

On motion of Senator Patton, the regular business was suspended, and Senate bill 177, entitled "An act to amend article 575, chapter 3, title 20, of the Revised Statutes, by adding thereto section 9," was taken up by unanimous consent, read second time and ordered engrossed.

On motion of Senator Davis, regular order of business was suspended by unanimous consent to take up Senate bill 66, "An act confirming patents and surveys by virtue of head-right and bounty warrants issued under special laws enacted after March 31, 1870, and prior to April 17, 1876."

Bill taken up and read second time.

Senator Gibbs offered the following amendment:

Amend by adding, "Provided that this law shall not apply to any lands located under such certificates unless the same have been heretofore actually settled and improved by innocent purchasers."

Lost by the following vote:

YEAS—12.

Collins,	King,	Randolph,
Evans,	Kleberg,	Stratton,
Fowler,	Peacock,	Terrell,
Gibbs,	Pfeuffer,	Traylor.

NAYS—13.

Buchanan,	Gooch,	Matlock,
Chesley,	Johnson of Collin,	Patton,
Davis,	Jones,	Perry,
Fleming,	Martin,	Shannon,
Getzendaner,		

Senator Terrell offered the following amendment:

Amend section 1 by adding. "Provided that if such head-right or bounty certificates have been forfeited under existing laws by location and survey on appropriated land, this act shall not be construed to revive the same."

Adopted.

Senator Gibbs offered the following amendment: "Provided that if any such certificates have been located on land at the time located by virtue of any other certificate, valid or invalid, that this law shall not apply."

Lost, and bill ordered engrossed by the following vote:

YEAS—16.

Buchanan,	Davis,	Fleming,
Chesley,	Evans,	Getzendaner,

Gooch,
Johnson of Collin,
Jones,
Martin,

Matlock,
Patton,
Peacock,
Perry,

Shannon,
Terrell.

NAYS—8.

Collins,
Fowler,
Gibbs,

King,
Kleberg,
Pfeuffer,

Randolph,
Traylor.

The President gave notice of the signing of House joint resolution No. 32, "making an appropriation of four thousand five hundred dollars, to be used in repairing and furnishing the Governor's mansion."

A message was received from the House, announcing the passage by that body of Senate bill No. 38, entitled "An act to diminish the jurisdiction of the county courts of certain counties, and to conform the jurisdiction of the district courts to such change," and that the House had concurred in Senate amendments to House bill No. 9, entitled "An act to amend section 11, of 'an act to protect the wool growing interests of the State of Texas,' approved March 25, 1879."

Senator Chesley, for Committee on Judiciary No. 1, submitted the following report:

COMMITTEE ROOM,
AUSTIN, February 2, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 206, being "An act to amend article 1056, chapter 2, title 15, of the Code of Criminal Procedure," have had the same under consideration, and a majority of the committee instruct me to report it back with the recommendation that it do pass. The object of the bill is to increase the compensation of district clerks for work done in felony cases.

CHESLEY, for Committee.

Bill read first time.

The President referred the following bills, to-wit:

House bill No. 20, to be entitled "An act to amend article 4411 of the Revised Civil Statutes of the State of Texas," referred to the Committee on Roads, Bridges and Ferries.

House bill No. 22, to be entitled "An act to authorize and require the county commissioners' court of the several counties in the State to provide for the payment of all claims due teachers of public schools audited as valid claims under acts of the Legislature of Texas, approved August 7, 1876, or April 22, 1879," referred to Committee on Claims and Accounts.

House bill No. 14, to be entitled "An act to amend article 1265 of chapter 8, title 29, of the Revised Civil Statutes, relating to verified answers in civil cases," was taken up, read third time and passed.

House bill No. 13, to be entitled "An act concerning public lands heretofore surveyed by railroads or corporations, or any company or person, for the benefit of public free schools of this State," was taken up, read the second time and passed to the third reading.

On motion of Senator Davis, the rules were suspended to place the bill on its third reading by the following vote:

NAYS—22.

Buchanan,
Chesley,
Collins,
Davis,
Fleming,
Fowler,
Getzendaner,
Gibbs,

Gooch,
Johnson of Collin,
Jones,
King,
Kleberg,
Martin,
Patton,

Peacock,
Perry,
Pfeuffer,
Rando'ph,
Shannon,
Terrell,
Traylor.

NAYS—1.

Evans.

Bill read third time and passed by the following vote:

YEAS—27.

Buchanan,	Gooch,	Patton,
Chesley,	Houston,	Peacock,
Collins,	Johnson of Collin,	Perry,
Davis,	Jones,	Pfeuffer,
Evans,	King,	Randolph,
Fleming,	Kleberg,	Shannon,
Getzendaner,	Martin,	Terrell,
Gibbs,	Matlock,	Traylor.

NAYS—none.

House bill No. 24, to be entitled "An act to amend article 1052, title 15, chapter 2, of the Code of Criminal Procedure of the State of Texas," was taken up, read second time and passed to third reading.

Senate bill No. 2, entitled "An act to amend article 3201, chapter 1, title 62, of the Revised Statutes," was taken up and read third time, when, on motion of Senator Fleming, the bill was postponed until Tuesday next, the seventh instant, just after the morning call.

Senate bill No. 5, to be entitled "An act to amend article 186 of the Penal Code of the State of Texas," was taken up and read the third time.

Senator Davis offered the following amendment:

Amend by striking out the proviso in the bill.

Adopted by the following vote:

YEAS—17.

Chesley,	Gibbs,	Patton,
Collins,	Johnson of Collin,	Peacock,
Davis,	Jones,	Perry,
Evans,	King,	Randolph,
Fleming,	Kleberg,	Shannon,
Getzendaner,	Martin,	

NAYS—7.

Buchanan,	Matlock,	Terrell,
Fowler,	Pfeuffer,	Traylor.
Gooch,		

Senator Gooch moved the previous question on the passage of the bill.

Motion seconded and main question ordered.

The Senate refused to pass the bill by the following vote:

YEAS—11.

Chesley,	Jones,	Randolph,
Davis,	King,	Stratton,
Fowler,	Kleberg,	Terrell.
Johnson of Collin,	Patton,	

NAYS—13.

Buchanan,	Gibbs,	Peacock,
Collins,	Gooch,	Perry,
Evans,	Martin,	Pfeuffer,
Fleming,	Matlock,	Traylor.
Getzendaner,		

Senator Terrell, by permission of the Senate, stated that though opposed to all Sunday laws, he voted for this, because he believed it better than the present law on that subject.

The following message was received from the House:

Hon. Marion Martin, President of the Senate:

SIR—I am instructed to inform your honorable body that the House has concurred in Senate amendments to House bill No. 157, withdrawing university, asylum, etc., lands from sale.

Respectfully,

J. W. BOOTH.

Senator Pfeuffer entered a motion to reconsider the vote of the Senate refusing to pass Senate bill No. 5 (the Sunday law).

On motion of Senator Matlock, the Senate adjourned until 10 o'clock a. m. to-morrow.

TWENTY-SECOND DAY.

SENATE CHAMBER,
AUSTIN, February 3, 1883. }

Senate met pursuant to adjournment.

Lieutenant-Governor Martin in the chair.

Roll called. Quorum present.

Prayer by Rev. Dr. Bunting.

On motion of Senator Matlock, the reading of the journal of yesterday was dispensed with, and the same adopted.

On motion of Senator Houston, Senator Collins was excused, on account of sickness.

Senator Stratton, chairman of Committee on Public Health, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, February 3, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Public Health, to whom was referred Senate bill No. 126, entitled "An act amendatory of title 83, and of the supplement thereto, of the Revised Civil Statutes," have carefully examined the same, and a majority instruct me to report the same back with the recommendation that it do pass, with the accompanying amendments.

All of which is respectfully submitted.

STRATTON, Chairman.

COMMITTEE AMENDMENTS.

1. By inserting after the words "regular officer," in line 16 of article 4090i, the words "in charge of regular established quarantine stations on the coast."

2. And in line 12, article 4091, after the word "officer," insert the words "subject to approval of the Governor," and in last line of same article strike out the word "officers" and insert the word "officer."

3. By inserting in line 8 of section 1 of the supplement, after the word "officers," the words "which officers shall appoint," and in line 3 of said section insert before the words "to pay" the words "such county."

Add to supplement three other sections, to be known as sections three, four and five.

Section 3. That the Governor be and he is hereby authorized and empowered to buy a steam tug for service upon the coast of this State, whenever, in his judgment, such tug becomes necessary for the better enforcement of the quarantine laws, rules or regulations. Said tug, when bought, shall be placed in charge of the health officer at Galveston, Texas, who shall have full control of the same, together with all quarantine stores, supplies and apparatus, and responsible for the preservation of the same at all times, except when, by order of the Governor or State Health Officer, said tug is upon service elsewhere upon the coast.

Section 4. The quarantine or health officer at Galveston, Texas, shall give bond with two or more good and sufficient sureties, payable to the Governor, in the sum of ten thousand dollars, conditioned for the care and preservation of said steam tug, and for the faithful performance of his duty.

Section 5. It is hereby made the duty of the Governor and State Health Officer, upon completion of the disinfecting warehouse at Galveston, Texas, to prescribe such rules and regulations as may be necessary for the disinfection or fumigation, or both, of all vessels and their cargoes, and passengers arriving at Galveston from any infected port or district. The object of such rules and regulations being to provide safety for the public health of the State, without unnecessary or arbitrary restrictions upon commerce and travel.

And the repealing section be amended by striking out the number thereof "2," and insert "6."

Read first time.

COMMITTEE ROOM,
AUSTIN, February 3, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Public Health, to whom was referred House joint resolution No. 1, requesting the Senators and Representatives of the State of Texas to urge the establishment of a quarantine station by the national government at St. Louis Island similar to that at Ship Island, have examined the same, and a majority instruct me to report the same back with the recommendation that it do pass.

STRATTON, Chairman.

Bill read first time.